

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

GUARDIAN INDUSTRIES CORP.,)	
)	
)	
Plaintiff,)	Case No.: 05-27-SLR
v.)	
)	Jury Trial Demanded
DELL, INC.; GATEWAY, INC.;)	
HEWLETT-PACKARD COMPANY; ACER INC.;)	
ACER AMERICA CORPORATION; AOC INTERNATIONAL;)	
ENVISION PERIPHERALS, INC.; TPV TECHNOLOGY, LTD.;)	
TPV INTERNATIONAL (USA), INC.;)	
CHUNGHWA PICTURE TUBES, LTD. a/k/a)	
CHUNGHWA PICTURE TUBES COMPANY;)	
TATUNG COMPANY; TATUNG COMPANY OF AMERICA, INC.;)	
COMPAL ELECTRONICS, INC.;)	
JEAN CO., LTD.; LITE-ON TECHNOLOGY CORPORATION;)	
LITE-ON, INC. a/k/a LITEON TRADING USA, INC.;)	
MAG TECHNOLOGY COMPANY, LTD.;)	
MAG TECHNOLOGY USA, INC.;)	
PROVIEW INTERNATIONAL HOLDINGS, LTD.;)	
PROVIEW TECHNOLOGY, INC.; and)	
PROVIEW ELECTRONICS COMPANY, LTD.)	
 Defendants.)	
)	

STIPULATED DISMISSAL

WHEREAS, plaintiff, Guardian Industries Corp., and defendant Chunghwa Picture Tubes, Ltd., as indicated by the signature of counsel appearing below, have agreed to the dismissal of Chunghwa Picture Tubes, Ltd. from this action pursuant to Federal Rule of Civil Procedure 41 and subject to the terms of this Order and a confidential Settlement and License Agreement, dated April 7, 2006,

NOW, THEREFORE, it is ordered as follows:

1. The claims by Guardian Industries Corp. against Chunghwa Picture Tubes, Ltd. are hereby dismissed with prejudice with respect to Chunghwa Picture Tubes, Ltd.;

2. The counterclaims by Chunghwa Picture Tubes, Ltd. against Guardian Industries Corp. are hereby dismissed with prejudice with respect to Guardian Industries Corp.

3. Each party shall bear its own costs and attorneys fees attributable to the prosecution and defense of the claims against Chunghwa Picture Tubes, Ltd. and the counterclaims against Guardian Industries Corp.

STIPULATED AND AGREED

/s/ Richard K. Herrmann

Richard K. Herrmann (Bar I.D.#405)
MORRIS JAMES HITCHENS & WILLIAMS
222 Delaware Avenue, 10th Floor
Wilmington, Delaware 19801
(302) 888-6800
rherrmann@morrisjames.com

/s/ Robert W. Whetzel

Robert W. Whetzel (Bar I.D.#2288)
RICHARDS, LAYTON & FINGER
920 North King Street
Wilmington, Delaware 19801
(302) 651-7700
whetzel@rlf.com

Bryan S. Hales
Craig D. Leavell
Meredith Zinanni
Eric Hayes
KIRKLAND & ELLIS LLP
200 East Randolph Drive
Chicago, Illinois 60601
(312) 861-2000

Daniel T. Shvodian
HOWREY LLP
1950 University Avenue, 4th Floor
East Palo Alto, California 94303
(650) 798-3500

Counsel for Chunghwa Picture Tubes, Ltd.

Counsel for Guardian Industries Corp.

SO ORDERED this _____ day of _____, 2006.

Judge Sue L. Robinson

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of May, 2006, I electronically filed the foregoing document, **STIPULATED DISMISSAL**, with the Clerk of the Court using CM/ECF which will send notification of such filing to the following:

Richard L. Horwitz, Esq.
 David E. Moore, Esq.
 Potter Anderson & Corroon
 Hercules Plaza, 6th Floor
 1313 N. Market Street
 Wilmington, DE 19801

Robert W. Whetzel, Esq.
 Matthew W. King, Esq.
 Richards, Layton & Finger, P.A.
 One Rodney Square
 Wilmington, DE 19801

Josy W. Ingersoll, Esq.
 Young, Conaway, Stargatt & Taylor LLP
 The Brandywine Building
 1000 West Street, 17th Floor
 Wilmington, DE 19801

William Marsden, Esq.
 Sean P. Hayes, Esq.
 Fish & Richardson
 919 N. Market Street, Suite 1100
 Wilmington, DE 19801

Additionally, I hereby certify that on the 11th day of May, 2006, the foregoing document was served via email on the following non-registered participants:

Daniel T. Shvodian, Esq.
 Teresa M. Corbin, Esq.
 Wallace Wu, Esq.
 Howrey LLP
 301 Ravenswood Avenue
 Menlo Park, CA 94025-3434
 shvodiand@howrey.com
 corbint@howrey.com
 wuw@howrey.com

Roderick B. Williams, Esq.
 Avelyn M. Ross, Esq.
 Vinson & Elkins
 2801 Via Fortuna, Suite 100
 Austin, TX 78746-7568
 rickwilliams@velaw.com
 aross@velaw.com

York M. Faulkner, Esq.
 Finnegan Henderson Farabow Garrett & Dunner
 Two Freedom Square
 11955 Freedom Drive
 Reston, VA 20190-5675
 york.faulkner@finnegan.com

E. Robert Yoches, Esq.
 Laura P. Masurovsky, Esq.
 Finnegan Henderson Farabow Garrett & Dunner
 901 New York Avenue, N.W.
 Washington, D.C. 20001
 bob.yoches@finnegan.com
 laura.masurovsky@finnegan.com

Michael Bettinger, Esq.
Preston Gates & Ellis LLP
55 Second Street, Suite 1700
San Francisco, CA 94105-3493
mikeb@prestongates.com

Jeffrey K. Sherwood, Esq.
Akin Gump Strauss Hauer & Feld
1333 New Hampshire Avenue, NW
Washington, DC 20036
jsherwood@akingump.com

Eric Wesenberg, Esq.
Kai Tseng, Esq.
Orrick Herrington & Sutcliffe
1000 Marsh Road
Menlo Park, CA 94025
ewesenberg@orrick.com
ktseng@orrick.com

Peter J. Wied, Esq.
Alschuler Grossman Stein & Kahan LLP
1620 26th Street, Fourth Floor, N Tower
Santa Monica, CA 90404-4060
pwied@agsk.com

Kevin R. Hamel, Esq.
Aaron Ettelman, Esq.
Akin Gump Strauss Hauer & Feld
One Commerce Square
2005 Market Street, Suite 2200
Philadelphia, PA 19103
khamel@akingump.com
aettelman@akingump.com

Robert J. Gunther, Jr., Esq.
Kurt M. Rogers
Latham & Watkins
885 Third Avenue
New York, NY 10022
robert.gunther@lw.com
kurt.rogers@lw.com

/s/ Mary B. Matterer
Richard K. Herrmann (I.D. No. 405)
Mary B. Matterer (I.D. No. 2696)
MORRIS, JAMES, HITCHENS & WILLIAMS
222 Delaware Avenue, 10th Floor
Wilmington, Delaware 19801
302.888.6800
rherrmann@morrisjames.com
mmatterer@morrisjames.com

Counsel for Plaintiff Guardian Industries Corp.